

No.

CR 07 00430 RMW RS FILED

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

SAN JOSE DIVISION

E-FILING

THE UNITED STATES OF AMERICA

vs.

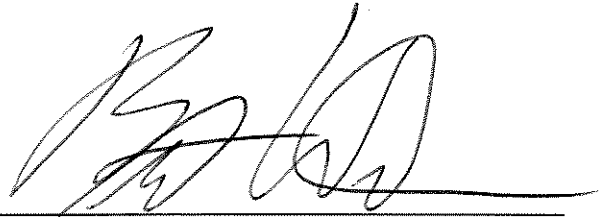
MIGUEL SANTIAGO CERVANTES
a/k/a EDGARDO RAMIREZ

INDICTMENT

COUNT ONE:

Title 8, U.S.C. § 1326 - Illegal Re-Entry Following
Deportation

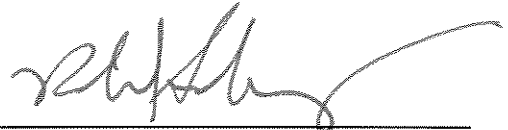
A true bill.



Foreperson

Filed in open court this 11th day of July

A.D. 2007



United States Magistrate Judge

Bail. \$ NO PROCESS REQUIRED

SCOTT N. SCHOOLS (SC 9990)
United States Attorney

FILED

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RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA., S.J.

E-FILING

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

MIGUEL SANTIAGO CERVANTES,
a/k/a, EDGARDO RAMIREZ,

Defendant.

CR No. 07 00430

VIOLATION: 8 U.S.C. § 1326 –
Illegal Re-Entry Following Deportation

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

On or about October 5, 2006, the defendant

MIGUEL SANTIAGO CERVANTES,

an alien, previously having been arrested and deported from the United States on or about
October 15, 2004, was found in the Northern District of California, the Attorney General of the
United States and the Secretary for Homeland Security not having expressly consented to a re-
application by the defendant for admission into the United States, in violation of Title 8, United

//

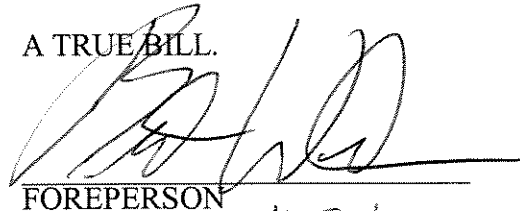
INDICTMENT

States Code, Section 1326.

DATED:

7/6/07

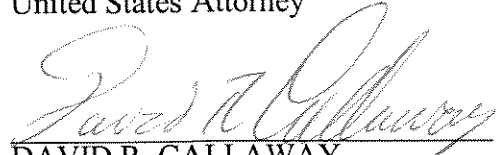
A TRUE BILL.



FOREPERSON

11-Jul-2007

SCOTT N. SCHOOLS
United States Attorney


DAVID R. CALLAWAY
Deputy Chief, San Jose Branch Office

(Approved as to form:


SAUSA B. KENNEDY

INDICTMENT

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☒ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA**OFFENSE CHARGED**

Title 8, U.S.C. § 1326 - Illegal Re-Entry Following Deportation

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony
PENALTY:
 20 years imprisonment
 \$250,000 fine
 3 years supervised release
 \$100 special assessment fee
PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

ICE

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person
Furnishing Information on
THIS FORM

SCOTT N. SCHOOLS

☒ U.S. Att'y ☐ Other U.S. Agency
Name of Asst. U.S. Att'y
(if assigned)

BENJAMIN KENNEDY

DEFENDANT - U.S.

MIGUEL SANTIAGO CERVANTES aka EDGARDO RAMIREZ

DISTRICT COURT NUMBER

00430

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges

☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer been filed?

☐ Yes
☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY
☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☒ NO PROCESS*

☐ WARRANT Bail Amount:

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments: